CITY OF FRISCO, TEXAS   ORDINANCE NO. 09-09-54

AN ORDINANCE OF THE CITY OF FRISCO, TEXAS APPROVING REVISED BUDGET FIGURES FOR FISCAL YEAR 2008-2009; ADOPTING A BUDGET AND APPROPRIATING RESOURCES FOR THE FRISCO COMMUNITY DEVELOPMENT CORPORATION FOR THE BUDGET YEAR BEGINNING OCTOBER 1, 2009; PROVIDING FOR REPEALING, SAVINGS AND SEVERABILITY CLAUSES; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

WHEREAS, pursuant to the laws of the State of Texas and the By-Laws of the City of Frisco, Texas ("Frisco") Frisco Community Development Corporation ("FCDC"), the budget covering the proposed expenditures for the fiscal year beginning October 1, 2009 and ending September 30, 2010, including the revised budgetary data for the fiscal year 2008-2009, was filed with the City Secretary (the "budget"). A copy of the budget is attached hereto as Exhibit "A" and incorporated herein for all purposes; and

WHEREAS, public hearings were held by the City Council of the City of Frisco, Texas ("City Council"), on said budget on August 18, 2009 and September 1, 2009 at which time said budget was fully considered, and interested taxpayers were given the opportunity to be heard by the City Council; and

WHEREAS, the City Council has studied the budget and listened to the comments of the taxpayers at the public hearings and has investigated and determined that adoption of the budget is in the best interest of the City; and

WHEREAS, the City Council finds that all legal notices, hearings, procedures and publishing requirements for the adoption of the budget have been performed or completed in the manner and form set forth by law.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRISCO, TEXAS;

SECTION 1: Findings Incorporated. The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2: Adoption of Budget. The proposed budget estimate of revenues and expenditures for the FCDC, attached hereto as Exhibit "A", as presented by the Board of Directors of the FCDC and appropriated by the City Council for the fiscal year beginning October 1, 2009 and ending September 30, 2010, including the revised budgetary data for the fiscal year 2008-2009, is hereby adopted.

SECTION 3: Amendment to 2008-2009 Budget. The revised estimate of expenditures for the FCDC's fiscal year 2008-2009 is $12,067,475.

SECTION 4: Proposed 2009-2010 Expenditures. The proposed expenditures for the FCDC's fiscal year 2009-2010 are $8,984,717.

SECTION 5: Savings/ Repealing Clause. All provisions of any ordinance in conflict with this Ordinance are hereby repealed; but such repeal shall not abate any pending prosecution for violation of the repealed Ordinance, nor shall the repeal prevent prosecution from being commenced for any violation if occurring prior to the repeal of the Ordinance. Any remaining portions of conflicting ordinances shall remain in full force and effect.

SECTION 6: Severability. Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. Frisco hereby declares that it would have passed this Ordinance, and each section, subsection, sentence, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional or invalid.

SECTION 7: Effective Date. This Ordinance shall become effective from and after its adoption and publication as required by the City Charter and by law.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FRISCO, TEXAS, on this 17th day of September, 2009.

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Maher Maso, Mayor

ATTEST TO:

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Jenny Page, City Secretary   ABERNATHY, ROEDER, BOYD, & JOPLIN, P.C.
                                        Richard M. Abernathy
                                        City Attorney

Date of Publication_____SEPTEMBER 25 & OCTOBER 02, 2009_____Frisco Enterprise